

# **PART B - FEE(S) TRANSMITTAL**



Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE Fee  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, Virginia 22313-1450**  
 or **Fax** (571)-273-2885

**INSTRUCTIONS:** This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

21967 7590 05/03/2007

**HUNTON & WILLIAMS LLP**  
**INTELLECTUAL PROPERTY DEPARTMENT**  
**1900 K STREET, N.W.**  
**SUITE 1200**  
**WASHINGTON, DC 20006-1109**

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

## **Certificate of Mailing or Transmission**

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

(Depositor's name)
(Signature)
(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/040,906	01/09/2002	Greta Arnaut	58764.000036	1498

**TITLE OF INVENTION:** NUCLEIC ACID MOLECULES ENCODING NOVEL BACILUS THURINGIENSIS CRY2AE INSECTICIDAL PROTEINS, PLANT CELLS, PLANT OR SEEDS COMPRISING THE NUCLEIC ACID MOLECULES AND METHODS OF USING SAME

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$300	\$0	\$1700	08/03/2007
EXAMINER		ART UNIT	CLASS-SUBCLASS			
KUBELIK, ANNE R		1638	800-302000	01 FC:1501 02 FC:1504		
				1400.00 OP 300.00 OP		

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).  
☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.  
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list  
 (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,  
 (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Hunton & Williams LLP  
 2 \_\_\_\_\_  
 3 \_\_\_\_\_

## **3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)**

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Bayer Bioscience N.V.

Gent, Belgium

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

## **4a. The following fee(s) are submitted:**

- ☒ Issue Fee  
☒ Publication Fee (No small entity discount permitted)  
☐ Advance Order - # of Copies \_\_\_\_\_

## **4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)**

- ☒ A check is enclosed.  
☐ Payment by credit card. Form PTO-2038 is attached.  
☒ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number 50-0206 (enclose an extra copy of this form).

## **5. Change in Entity Status (from status indicated above)**

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

*Christopher J. Nichols*

Date May 25, 2007

Typed or printed name

Christopher J. Nichols, Ph.D.

Registration No. 55,984

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application Number : 10/040,906 Confirmation No.: 1498  
Applicants : Greta ARNAUT *et al.*  
Filed : January 9, 2002  
Title : NUCLEIC ACID MOLECULES ENCODING NOVEL BACILLUS  
THURINGIENSIS Cry2Ae INSECTICIDAL PROTEINS, PLANT  
CELLS, PLANT OR SEEDS COMPRISING THE NUCLEIC  
ACID MOLECULES AND METHODS OF USING SAME  
  
TC/Art Unit : 1638  
Examiner: : Anne R. KUBELIK  
Docket No. : 58764.000036  
Customer No. : **21967**

**MAIL STOP ISSUE FEE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**ISSUE FEE PAYMENT TRANSMITTAL**

Sir:


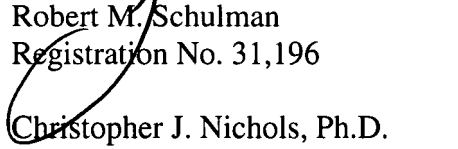
In accordance with the Notice of Allowance and Issue Fee Due mailed May 3, 2007, Applicants are submitting herewith the Issue Fee Transmittal (Part B) in the above-captioned application.

A check in the amount of \$1,700.00 is attached to cover the Issue Fee and Publication Fee.

Applicants believe that no additional fees are required for this submission. In the event any variance exists between the amount enclosed and the Patent Office charges, please charge or credit any difference to the undersigned's **Deposit Account No. 50-0206**.

Respectfully submitted,  
HUNTON & WILLIAMS LLP

Dated: 5/25/07

By:   
Robert M. Schulman  
Registration No. 31,196  
  
Christopher J. Nichols, Ph.D.  
Registration No. 55,984

Hunton & Williams LLP  
Litigation & Intellectual Property  
1900 K Street, N.W., Suite 1200  
Washington, D.C. 20006-1109  
(202) 955-1500 (Telephone)  
(202) 778-2201 (Facsimile)

RMS/CJN:cdh